

HOUSE BILL 1508

By Powell

AN ACT to amend Tennessee Code Annotated, Title 49,
relative to corporal punishment of students with
individualized education programs (IEPs).

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-6-4103, is amended by designating the existing language as subsection (a) and adding the following language as a new subsection (b):

(1) Notwithstanding subsection (a), teachers, school principals, or other school personnel are prohibited from using corporal punishment against any student who has an individualized education program (IEP).

(2) As used in this subsection (b):

(A) "Student who has an individualized education program (IEP)" does not include a student who has an IEP because the student is intellectually gifted; and

(B) "School personnel" includes all individuals employed on a full-time or part-time basis by a public school.

(3) This subsection (b) does not authorize the use of corporal punishment by a person who is not permitted to administer corporal punishment under subsection (a).

SECTION 2. Tennessee Code Annotated, Section 49-6-4402, is amended by adding the following language as a new subsection (c):

Notwithstanding subsection (a), the chief administrative officer, or the chief administrative officer's designee, is prohibited from using corporal punishment against any student who has an individualized education program (IEP). As used in this

subsection (c), "student who has an individualized education program (IEP)" does not include a student who has an IEP because the student is intellectually gifted.

SECTION 3. This act shall take effect July 1, 2018, the public welfare requiring it.